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**\*E-FILED - 8/11/09\***

Counsel for Petitioner DENNIS RAY BARNETT

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

DENNIS RAY BARNETT,	)	No. C 08-01604 RMW
	)	
Petitioner,	)	STIPULATION AND []
v.	)	ORDER EXTENDING BRIEFING
	)	SCHEDULE ON RESPONDENT'S
	)	MOTION TO DISMISS
MIKE KNOWLES, Warden, et al.	)	
	)	
Respondents.	)	
_____	)	

**STIPULATION**

The parties hereby stipulate and agree that the currently set briefing schedule on respondents' motion to dismiss may be extended to allow petitioner additional time to file his opposition to respondents' motion. The current due date for petitioner's opposition brief is August 10, 2009. The purpose of this extension request is to allow petitioner's counsel additional time to prepare the opposition brief.

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1 The parties agree on the following briefing schedule: petitioner shall file his opposition to  
2 respondents' motion to dismiss on or before September 10, 2009. Respondents may file an  
3 optional reply brief on or before October 15, 2009.

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5 Dated: July 22, 2009

6 /s/  
7 GREGORY A. OTT  
8 Deputy Attorney General

9 Dated: July 22, 2009

10 /s/  
11 CYNTHIA C. LIE  
12 Assistant Federal Public Defender

13  
14 **[] ORDER**

15 Good cause appearing and by stipulation of the parties, it is hereby ordered that the  
16 currently set briefing schedule on the respondent's motion to dismiss be extended to allow  
17 petitioner to file his opposition on or before September 10, 2009, with respondent's reply brief, if  
18 any, to be filed on or before October 15, 2009.

19 Dated: August 11, 2009

20 *Ronald M. Whyte*  
21 RONALD M. WHYTE  
22 United States District Judge  
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